IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 6TH MARCH 2007 / 15TH PHALGUNA 1928

WP(C).No. 6251 of 2007(T)

PETITIONER:

V.M.ALI, MANAGER,
DARUSSALAM SCHOOL, CHALAKKAL,
MARAMPALLY P.O., ALUVA- 683107.

BY ADV. SRI.R.RAJASEKHARAN PILLAI
SMT.SABINA JAYAN
SRI.M.S.NISHAD

RESPONDENTS:

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1. THE STATE OF KERALA REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT GOVT. SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM.

3. THE DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM.

4. THE DISTRICT EDUCATIONAL OFFICER, ALUVA.

BY ADVOCATE GENERAL SRI. C.P. SUDHAKARA PRASAD.
GOVT. PLEADER SRI. A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.6251 OF 2007

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Dated this the 6th day of March, 2007

JUDGMENT

Case of the petitioner in brief is as follows:

During the academic year 2003-2004 petitioner applied for recognition of UP and High School and Ext.P4 was issued calling for objections in the matter of grant of recognition. There is no objection by anyone. Final list should have been brought out including the petitioner's School. Petitioner submitted representation regarding the omission. There is no action. Any way petitioner has preferred Ext.P6 before the first respondent. It is submitted by the learned counsel for the petitioner that it is forwarded to the Secretary.

2. Learned Advocate General submits that the matter is seized of by the Committee. Learned counsel for the petitioner submits that a decision may be taken atleast before the commencement of the next academic year 2007-2008.

The writ petition is disposed of directing the first respondent to consider and take a decision on Ext.P6 in accordance with law as expeditiously as possible, at any rate before 1st June, 2007.

Learned counsel for the petitioner submits that the School may be permitted to conduct examination for the students in Standards 1 to 6. Learned counsel for the petitioner further submits that the third respondent may be directed to grant permission to the petitioner's school to conduct examination and to issue TC for this year upto 6th standard. Counsel appearing on behalf of the petitioner submits that the petitioner will not seek the benefit to conduct examination and to issue TC from the next year onwards.

In the light of this there will be a direction that if the petitioner has already made an application seeking permission to conduct examination upto 6th standard in the petitioner school and to issue TC, an order will be passed within a period of one week from today. If the petitioner has not so far made an application, orders will be passed within one week from the date of receipt of the application.

(K.M. JOSEPH, JUDGE)

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K.M.JOSEPH, JJ.

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W.A. No. OF

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JUDGMENT

Dated this the day of February, 2006.